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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yoshiyuki YANAGISAWA

Group Art Unit: 2871

Application No.: 10/798,281

Examiner: A. SCHECHTER

Filed: March 12, 2004

Docket No.: 119084

For: OPTICAL DEVICE AND PROJECTOR EQUIPPING THE SAME

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the December 6, 2005 Election of Species Requirement, the shortened statutory period for reply having been extended by the attached Petition for Extension of Time, Applicant provisionally elects Species A1a, Figures 3, with traverse. At least claims 2, 3, 7, 8, 11, 14, 15, 19, 20 and 23 read on Fig. 3. At least claims 1, 6, 10, 12, 13, 18 and 22 are generic to all species, as indicated in the Office Action.

It is also respectfully submitted that the subject matter of all species is sufficiently related that a thorough search for the subject matter of any one species would encompass a search for the subject matter of the remaining species. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid

unnecessary delay and expense to Applicant and duplicative examination by the Patent Office.

Thus, withdrawal of the Election of Species Requirement is respectfully requested.

Respectfully submitted,



James A. Oliff
Registration No. 27,075

Gang Luo
Registration No. 50,559

JAO:GXL/sqb

Attachment:
Petition for Extension of Time

Date: February 1, 2006

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

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